

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : GOTO et al.
 Serial No. : 09/787,397 Group Art Unit:
 Filed : March 16, 2001 Examiner:
 Title : PREVENTIVE AND/OR THERAPEUTIC FOR OBESITY

STATEMENT REGARDING SAMENESS AND NEW MATTER
WITH REGARDS TO THE CRF AND THE
SECOND SUBSTITUTE SEQUENCE LISTING

Assistant Commissioner for Patents
 Washington, DC 20231

Sir:

I, Andrew E.C. Merriam, of Hollander Law Firm, P.L.C., am authorized to make this Statement on behalf of the applicant.


The computer diskette accompanying this Statement contains a Second Substitute Sequence Listing in computer-readable form. The Second Substitute Sequence Listing attached hereto contains no new matter.

Based on information supplied by the Applicants, I hereby state that the content

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Statement Regarding Sameness and New Matter
With Regards to the CRF and the
Second Substitute Sequence Listing

of the Second Substitute Sequence Listing in computer readable form is identical to the
written Second Substitute Sequence Listing attached hereto.

Respectfully submitted,



Andrew E.C. Merriam
Registration No. 47,268

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Date: May 17, 2001

Enclosures:

Diskette of Substitute Sequence Listing in CRF
Substitute Sequence Listing (3 pages)